

DECLARATION OF STEPHEN J. ELEDGE
UNDER 37 C.F.R § 1.132

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FEB 15 2001

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I, Stephen J. Elledge, declare as follows:

1. I am a co-inventor of United States Patent Application Serial No. 09/488,364, filed January 12, 2000, entitled "MAMMALIAN CHECKPOINT GENES AND PROTEINS."
2. I have fully and thoroughly reviewed the disclosure, including the written description and the drawings, as well as each of the claims of the above-referenced patent application referred to in paragraph 1 above.
3. I am fully cognizant of the scope of the subject matter claimed in each of the claims of the above-referenced patent application and referred to in paragraph 1 above.
4. I am a co-author of the publication of Sanchez, et al., entitled "Conservation of the Chk1 Checkpoint Pathway in Mammals: Linkage of DNA Damage to Cdk Regulation Through Cdc25," Science 277 pp 1497-1501 (Sept. 1997).
5. In light of the above, it is my declaration that (a) I and Yolanda Sanchez are the sole co-inventors of the subject matter claimed in the claims in the above-referenced patent application and referred to in paragraph 1, above; and (b) that the publication of Sanchez, et al., referred to in paragraph 4, above, was a scientific research paper.
6. Having been hereby warned that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of the application or any resulting registration, I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true.

IN WITNESS WHEREOF, I have hereto set my hand this 7th day of February,
2001.
Stephen J. Elledge